

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Edward Albert Stenberg**

Docket No. **290918**

L.C. No. **2007-217760-FC**

Mark J. Cavanagh, Judge, acting under MCR 7.211(E)(2), orders:

On the Court's own motion, the costs assessed against attorney James C. Hall (P39216) in this appeal are VACATED. The Court notes that those costs were properly assessed against attorney Hall, under the authority of MCR 7.219(I) and in accordance with this Court's published policy, for his failure to file a copy of the certificate of the court reporter in a timely manner as required of an appellant by MCR 7.204(C)(2). Nonetheless, the Court vacates the costs here in reliance on attorney Hall's assertion that he did not receive this Court's correspondence warning him of this failure. The Court notes however that the letter was sent to attorney Hall at his address of record, the same address at which attorney Hall received all other correspondence in this matter and in the numerous other appeals he has pending before the Court. The Court further notes that the judiciary has invested significant resources in recent years to make an online case inquiry system available to practitioners, like attorney Hall, so that they can monitor the status of their cases in this Court at any time of the day. Use of that system would have allowed attorney Hall to avoid this situation and will allow him to avoid any recurrence. Attorney Hall is advised that any future violations of the court rules and this Court's policies will result in the strict imposition of costs whenever appropriate.

A copy of this order shall be transmitted to Judge John J. McDonald and Thomas M. Harp of MAACS.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 08 2009

Date

*Sandra Schultz Mengel*  
Chief Clerk